

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Docket Number CM05023H
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CERTIFICATE UNDER 37 CFR 1.8(a) I hereby certify that this correspondence is being electronically transmitted on the date listed below: on: May 7, 2009 /ARMANDO AZADA/ Signature _____ Typed or printed name ARMANDO AZADA	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="padding: 2px 5px;">In re Application of</td> <td style="padding: 2px 5px;">MICHAEL J. BRITTON</td> </tr> <tr> <td style="padding: 2px 5px;">Application Number</td> <td style="padding: 2px 5px;">10/634,561</td> </tr> <tr> <td style="padding: 2px 5px;">File Date</td> <td style="padding: 2px 5px;">AUGUST 5, 2003</td> </tr> <tr> <td style="padding: 2px 5px;">Title</td> <td style="padding: 2px 5px;">METHOD FOR MITIGATING COLLISIONS ON A DATA CHANNEL UPON REQUEST FROM A SUBSCRIBER</td> </tr> <tr> <td style="padding: 2px 5px;">Art Unit</td> <td style="padding: 2px 5px;">2416</td> </tr> <tr> <td style="padding: 2px 5px;">Examiner</td> <td style="padding: 2px 5px;">CHERY, DADY</td> </tr> </table>	In re Application of	MICHAEL J. BRITTON	Application Number	10/634,561	File Date	AUGUST 5, 2003	Title	METHOD FOR MITIGATING COLLISIONS ON A DATA CHANNEL UPON REQUEST FROM A SUBSCRIBER	Art Unit	2416	Examiner	CHERY, DADY
In re Application of	MICHAEL J. BRITTON												
Application Number	10/634,561												
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Art Unit	2416												
Examiner	CHERY, DADY												

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 41.20(b)(1)) \$ 540.00

☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ _____

☐ A check in the amount of the fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☒ The Director has already been authorized to charge fees in this application to a Deposit Account.

☒ The Director is hereby authorized to charge any fees which may be required, or credit any over payment to Deposit Account Number **502117, Motorola, Inc.**

☐ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

I am the

☐ applicant/inventor. _____/BARBARA R. DOUTRE/
Signature

☐ assignee of record of the entire interest.
 See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed (Form PTO/SB/96) _____
BARBARA R. DOUTRE
Typed or printed name

☒ attorney or agent of record.
 Registration number 39505 _____(954) 723-6449
Telephone number

☐ Attorney or agent acting under 37 CFR 1.34(a).
 Registration number if acting under 37 CFR 1.34(a). _____ _____
Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

☒ * Total of 1 forms are submitted.